

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

FILED

FEB 10 2011

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY [Signature] DEPUTY CLERK

HILL COUNTRY BAKERY, LLC,

Plaintiff,

VS.

I. J. WHITE SYSTEMS,

Defendant.

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CIVIL ACTION NO. 10-CV-00535-OLG

ORDER

On this date, the Court considered the motion of plaintiff to file a seven-page sur-reply to Defendant's Opposed Motion to Dismiss or, Alternatively, to Transfer Venue. The Court is of the opinion that the motion is well taken and should be granted.

It is therefore ORDERED that Plaintiff be given leave to file a seven-page sur-reply to Defendant's Opposed Motion to Dismiss or, Alternatively, to Transfer Venue. The clerk is ORDERED to accept PLAINTIFF HILL COUNTRY BAKERY, LLC'S SUR-REPLY TO DEFENDANT'S MOTION TO DISMISS OR, ALTERNATIVELY, TO TRANSFER VENUE, a copy of which is attached to Plaintiff's motion to leave to file sur-reply, and file and docket that pleading under its own docket number. Further, the Court shall defer ruling on the Motion to Dismiss, or Alternatively, to Transfer Venue until Defendant has filed its response, if any, not later than ten (10) days following its receipt of Plaintiff's sur-reply.

Signed this 10 day of February, 2011.  
~~December, 2010.~~

[Signature]

ORLANDO L. GARCIA  
UNITED STATES DISTRICT JUDGE